

ERASURE MADE IN SAGE WILL MAY BREAK IT

Document Drawn in 1900
Was Not Signed Till
Next Year.

LAWYERS TO ASK 'WHY?'

Original Date Crossed Out
and New One Written In
When Paper Was Signed.

The most important development in connection with Russell Sage's will since the disassembled heirs at law reached a determination to contest is the discovery that the instrument is marred by what may prove to be a vital error. In the clause in which Mr. Sage attached his signature the date "1900" was scratched out with three strokes of a pen and the date "1901" written in. The insertion of the later date was obviously done at the time the will was signed.

It is also apparent that the will in which Sage cut off his heirs at law was drawn in 1900 and left the residue of his estate to his wife as drawn in 1900. The numerals forming the year "1900" were written in by the scrivener who wrote the will at the time the body of the document was completed. Black ink was used for the year "1900" at the time the testator should have signed the will. At the time the signature was affixed, these black ink spaces were filled in the scrivener erased the "1900" and filled in "1901." The will was signed on February 11 of that year.

May Solidify Contest.

Counsel for the disassembled heirs believe the discovery of the erasure will serve to solidify the contest. Some of the heirs-at-law to whom \$25,000 is an amount of money almost fabulous have expressed themselves as satisfied because they could see no chance to get any more. Now that a loophole has been found, these heirs are expected to step in and join the others.

The lawyers go behind the actual erasure. They say it opens up several questions, the most important of which are:

If the will was drawn in 1900, as obviously it was, why did not the last date sign it in 1901?

Why, when his signature was not secured until 1901, did not the lawyers who drew the will have a new document written instead of allowing an erasure that might invalidate the instrument to appear on its face?

Was it because, when, after a long delay, persons interested in securing Russell Sage's signature to the 1900 will did secure that signature, they allowed the defective document to stand in anticipation of their inability to get him to sign another?

Was the erasure of the date 1900 and the insertion of the date 1901 accomplished before or after the signature of Russell Sage was affixed to the will?

If it can be shown that the change was made after the will was signed the document is invalid. The law on this point is explicit.

Seek an Old Will.

The work of collecting evidence to show that Russell Sage was mentally incompetent for some years previous to his death, and especially at the time he signed the 1901 will, took on added impetus with the discovery of the erasure today. An effort will be made to discover what became of a will signed by Mr. Sage at a date long antecedent to that of the document on file in the Surrogate's office to-day, in which he provided liberally for his next of kin.

This will, according to information in possession of the protesting heirs, left half the estate to Mrs. Sage, with what legal additions the law provided, and the remainder to the next of kin, share and share alike, after some special bequest to favored relatives.

Witnesses were summoned in an effort to establish the exact date, and to show the length of time that elapsed between its completion and Mr. Sage's signature. One of the witnesses, Edward Townsend, is President of the Importers and Traders' Bank, of which Mr. Sage was one of the oldest directors. Mr. Townsend, it is understood, accompanied Mr. Sage to the law office at No. 2 Wall Street, where the will was signed. The old financier was very feeble and was assisted into the office.

Mrs. Sage and the Townsend family are and have long been on terms of intimate friendship. Mr. Townsend was one of her favorite nephews. Capt. Stephen Slocum, are close friends and associates.

Lawrence Townsend was secretary of the American Legion at Vienna when Capt. Slocum was Military Attaché there. Mrs. Sage was removed of influence with the late President McKinley, and it was said at the time that Mr. Townsend was promoted to be United States Minister to Belgium in the promotion was a potent factor in the promotion. Capt. Slocum was made Military Attaché in the Legion at St. Petersburg.

Erasure of Date.

So much attention has been paid to the provisions of the Sage will that the erasure of the date has been almost forgotten. The new will is in the fourth line of the paragraph that above the testator's signature.

The paragraph begins "in witness whereof I have hereunto subscribed my name and affixed my seal at No. 3 Wall Street, New York City, in the Borough of Manhattan, and then follow the eleven days of February, 1901, followed by three pen-strokes through the figures, in the presence of Edward Townsend and Richard W. Friedman, whom I have requested to become attesting witnesses hereto—RUSSELL SAGE."

Sunday World Wants
Work Monday Wonders.

GIRL ROBBED IN PARK, POLICEMAN NEAR BY

In the Central Park Rumble, within 100 feet of a policeman, a big negro today choked Miss May Fayer, of No. 34 East Seventy-sixth street, robbed her of her money and jewelry and beat her into insensibility. It was broad daylight and there were many persons in the neighborhood, but the negro worked so quickly that he was able to escape. Police and citizens are searching the wooded recesses of the Park in the hope that they may find him.

Miss Fayer is still suffering from shock, but she is able to give a good description of the man. The stranger part of it is that he attacked her when she was only 100 feet away from Policeman Gilder, of the Park Squad.

Gripped by the Throat.

She had passed the policeman and just turned a corner of the shrubbery-lined path, when the negro leaped out and gripped her by the throat before she could scream. Dragging her back into the bushes, he tore from her neck a gold chain and locket. Then he took her purse and struck her several times in the face. After she was unconscious he tore the rings who were from her fingers.

A few minutes later a laborer found her unconscious and yelled for help. Gilder was still a short distance away, and he ran to the place. He was assaulted to see the condition of the girl, who had passed him such a short time before. When Miss Fayer was revived she said:

"I remember the brute beat me until I was senseless. He must have pulled my rings off afterwards. He said nothing as he robbed me, but grinned horribly."

Reserves Out in Search.

Miss Fayer was taken to the Arsenal Hospital, where the condition of the body was understood. Capt. Ferris turned out the reserves and sent all his plainclothes men to search for the negro. A general alarm was flashed to Headquarters, and every precinct in the city was notified.

The belief of most of the men on the case is that the negro is hiding somewhere in the park. Men on patrol in all the precincts that surround the park say they have not seen a tall, roughly-dressed black anywhere near the place.

Miss Fayer, who is now lying in the hospital, is in plain clothes. They think the negro will try to hide in the shrubbery and escape after dark. Although the police tried to keep their search a secret, a number of citizens heard of it early in the morning. He proved to be the wrong man and was released after he had been taken to the Arsenal.

Eye Blackened and Closed.

Miss Fayer is a pretty little freshman about twenty years old. She was found at her home to-day by an employer, who reported that her face showed the brutal treatment she had received. Her left eye was blackened and closed, both cheeks were swollen and

MOTHER GIVES HER OWN LIFE TO SAVE CHILDREN

Mrs. Penn Only Had Time
to Throw Little Ones
Out of Danger.

Mrs. Charles Penn, of No. 219 Shipman street, Weehawken, N. J., sacrificed her own life to save the lives of her eight-year-old daughter and five-year-old son at Vesey and West streets this afternoon. The three were in the path of an approaching truck loaded with ice and drawn by a pair of horses trotting at reckless speed. The driver and his helper were paying no attention, apparently, to pedestrians or other vehicles in their vicinity.

Mrs. Penn managed to throw the two children out of danger, but could not escape herself. She was knocked down, trampled by one of the horses and run over by two wheels of the truck. Her legs were almost severed by the wheels. She was instantly killed.

Mrs. Penn and her children were returning to their home in Weehawken from a vacation on Long Island. They had crossed the Brooklyn Bridge and walked down to Washington Market with the intention of taking a ferryboat to Hoboken and a trolley car from that city to their home. Mrs. Penn, an attractive young matron, had her hands full with her little ones, her baggage and an umbrella to keep off the driving rain, but she was laughing and joking as she reached West street.

As usual, that thoroughfare was jammed with vehicles. Mrs. Penn stood for a moment on the curb, holding the umbrella over her head with her right hand. Her right hand grasped the left hand of her little daughter, and the daughter in turn held the hand of the little brother. There was a gap in the stream of traffic and Mrs. Penn and her children started across.

They had almost reached the horse-car track when out from a mass of trucks dashed a big yellow wagon belonging to the American Ice Company. The horses were on a trot and the heavy vehicle was swinging and bumping over the rough paving stones. John Abrams, of No. 4 James street, the driver, and James Granger, of No. 30 Day street, his helper, did not, witnesses say, pay the slightest attention to the woman and children in their path.

The horses were almost on Mrs. Penn before she realized her danger. Motherless, her first thought was for the safety of her children. With supernatural effort she hurled them across the street, out of the path of the monster truck.

Witnesses who had seen the accident, carried the woman to the sidewalk, where an ambulance surgeon said that her death had been instantaneous. Abrams and Granger, held up in their journey by a crowd of truckmen, feared that they might attempt to escape, were placed under arrest and taken to the Church street station. The body of Mrs. Penn was also taken to the station.

Caloused old policemen were not

MAY FAYER, WHO WAS ROBBED IN CENTRAL PARK.



Miss Fayer was taken to the Arsenal Hospital.

bruised and her throat was marked by the fingers of her assailant.

"It was awful," said Miss Fayer, "I would know him if I saw him again. He was a young fellow, about eighteen or twenty years old, and of a yellow color. He wore neat light-colored clothes and had a black slouch hat."

Miss Fayer said that she had \$5.00 in her purse and that her jewelry was worth about \$10. One of the rings was set with seven blue stones and the other with an opal and three emeralds.

ashamed to wipe tears from his eyes as he witnessed the grief of the bereft children. The little boy was inconsolable. The girl recovered sufficiently to telephone to her father, who is employed at the Custom-House, and ask him to hurry to the station.

"Come right over, papa," she said, with a brave attempt to control her voice. "Something has happened to mamma."

Mr. Penn reached the station house in a few minutes and was almost prostrated when the news of the extent of the loss was broken to him by his daughter. He made arrangements for the removal of the body to Weehawken, and then went with his children to his desolate home.

MURDER PUBLISHED BEFORE IT TOOK PLACE.

ST. PETERSBURG, Aug. 2.—A reactionary newspaper of Moscow published the news of the murder of M. Herzstein yesterday morning more than twelve hours before the perpetration of the crime.

BRYAN IS GLAD TOM JOHNSON IS TO WELCOME HIM

Expresses Pleasure at
Cleveland Mayor's
Selection.

William Hoge, chairman of the Commercial Travelers' League, has received a letter from William J. Bryan, dated Lakes of Killarney, July 21, in which the Nebraska leader says:

"I have just learned that Mayor Tom L. Johnson is to preside at the homecoming reception, and I hasten to express my satisfaction at the choice."

"Mr. Johnson is a unique figure. He stopped money making in the very prime of life and at great pecuniary sacrifice gave himself unreservedly to public affairs. In the face of all the abuse that entrenched wrongdoers could heap upon him he has been performing a great civic duty and I am hoping that his splendid example will inspire many other rich men to put a limit to their accumulations and devote their lives to the welfare of their fellows."

"There are many good friends whom I would have gladly seen chosen for that place, but at this time, when there are so many signs of ethical awakening among our business men, the selection was especially appropriate. I am also pleased with the selection of Augustus Thomas."

Col. Thompson, the treasurer of the reception committee, received at the most recent meeting the expense of the reception will not be less than \$10,000.

There was a discussion of the question whether tickets should be issued for reserved seats. Lewis Nixon said that perhaps a thousand prominent Democrats from all parts of the country had been invited to attend and certainly seats should be provided for them.

The finance committee agreed to give careful attention to the question of admission.

DUG BULLET OUT OF SEA COW'S BACK

The Florida sea cow, the latest addition to the Aquarium, never moved a flipper to-day while a bullet was being dug out of her back. Dr. Blair, of the Bronx Zoo, was the chief surgeon, and his assistants were W. I. Benney and T. W. Morgan. They used no anesthetics, but eight men stood by in case the sea cow should start to flap her twelve feet of length and 500 pounds of weight in rebellion.

The bullet was probably fired into her six months ago, before she was captured. It had entered to a depth of eight inches back of the right flipper. Nevertheless she did not seem to feel any pain as Dr. Blair probed. After he had pulled the bullet out and was bathing the wound, she became accustomed to her new home and to-day showed she had recovered her appetite, making two heavy meals of eel grass and lettuce.

LUDLOW STREET JAIL GETS A NEW WARDEN.

Sheriff Hayes to-day appointed Chas. F. Regan, of No. 6 Roosevelt street, as warden at Ludlow Street jail to succeed Charles Anderson, who died a few days ago.

Warden Regan lives in Big Tim's district and is an ardent Sullivan supporter. It is stated that there is no politics in the appointment.

FAY TEMPLETON WEDS MAN FROM PITTSBURG

ACTRESS WHO
HAS BECOME BRIDE
OF A PITTSBURGER.



KILLED TRYING TO STOP RUNAWAY

While attempting to stop an uncontrollable team of truck horses on Fulton street at Ryder Alley to-day, Dan Pickett, twenty-eight years old, of No. 12 Fourth place, Brooklyn, was run over and killed. John Lee colored, of 516 West Fifty-fifth street, who was in charge of the team, was arrested by policemen from the Old Slip station.

Lee, who drives for Ryan & Smith, of No. 23 Pearl street, had a load of scrap iron on his truck. Pickett was also a driver, and was standing near his truck when Lee's horses became frightened at the movement of the truck to which they were hitched when the heavy load caused it to start down the grade at the alley.

Pickett rushed to their head and attempted to stop them, but they knocked him down and one wheel of the wagon passed over his chest.

Dr. Downey, of St. Gregory's Hospital, attended the injured man, who died soon after being taken to the hospital.

PHILADELPHIA, Aug. 2.—Announcement was made to-day that Fay Templeton, the well-known travesty actress, a New York, was married yesterday to William Patterson, a Pittsburgh millionaire. The ceremony took place at the home of her brother-in-law, Dr. Giles. The couple immediately departed on a honeymoon trip.

Engagement Had Been Reported.

Fay Templeton has been the most prominent and popular comedienne on the American stage for some years. She is now said to be slightly past forty. Her big hit was made at Weber & Fields' Music Hall on Broadway. For years before that she appeared in vaudeville, singing songs of her own composition. For several years she has been noted as the foremost mimic on the American stage.

Recently Miss Templeton has been appearing in George M. Cohan's "Forty-five Minutes from Broadway." The summer's engagement closed in Chicago a week ago.

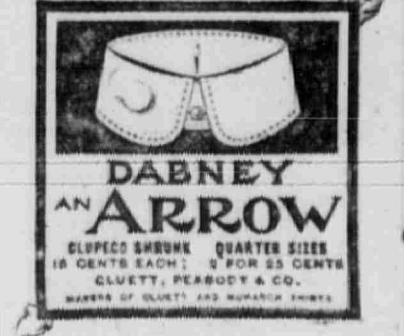
From time to time Miss Templeton has been reported as being engaged to various men. A week ago it was reported on Broadway that she was soon to wed. At the close of the Chicago engagement she gave the members of her company a supper on the theatre stage. Her fiancé was present and distributed gifts. It is said that Miss Templeton will remain on the stage for another season and then retire to private life.

This is not the actress's first matrimonial venture. She was divorced from W. H. West, the minstrel man, after a honeymoon of six weeks. West alleging that she deserted him.

Miss Templeton won fame in the variety world as a comedienne.

Her father was a son of Charles J. Osborne, who accumulated a fortune as the favorite broker of Jay Gould. Miss Templeton traveled abroad with Osborne and before his death their marriage was announced. Osborne left her a fortune.

Miss Templeton was a central figure in a theatrical sensation in London in 1901. She was dismissed by George Edwards because the Lord Chamberlain complained that her song and dress were indecent. Miss Templeton sued out an injunction and forced Edwards to let her appear without the silk cashmere stimulated by the Lord Chamberlain.



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16-YEAR-OLD BOY HELD FOR MURDER

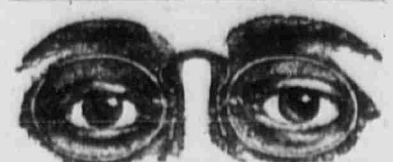
Young Fugitive Caught After
Death of Lad He Had
Struck.

TRENTON, N. J., Aug. 2.—Thomas Barber, the sixteen-year-old boy who caused the death of Hugo Blanzner, thirteen years of age, last night, and who escaped after committing the deed, was arrested at the home of his parents to-day and committed to jail without bail to await the action of the Grand Jury.

The boys had some difference last night and they fought. Barber is said to have struck the other boy on the head, causing a hemorrhage of the brain, from which he died in a short while.

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DIED.

DONLON.—On Aug. 1, 1930, at her residence, No. 1428 54th St., MARGARET DONLON.

Funeral from Church of St. Ignace, Loyola, 83th St. and Park Av., on Wednesday, Aug. 2, at 10 o'clock A. M.

DOYLE.—JOE DOYLE, aged 8, Talbot street, son of Mrs. Mary Doyle (nee Connelley), native city of Limerick, Ireland.

Funeral from his late residence, 147 Hudson st., New York City, Friday, 2 P. M. Relatives and friends are invited to attend.

HAYDEN.—On Wednesday, Aug. 1, 1930, MICHAEL, beloved husband of Bridget Hayden, nee Doyle, native of County Westmeath, Ireland, aged 42 years.

Funeral from his late residence, 303 Vesey street, Friday at 2 P. M. Interment at Calvary.

Sunday World Wants
Work Monday Wonders.

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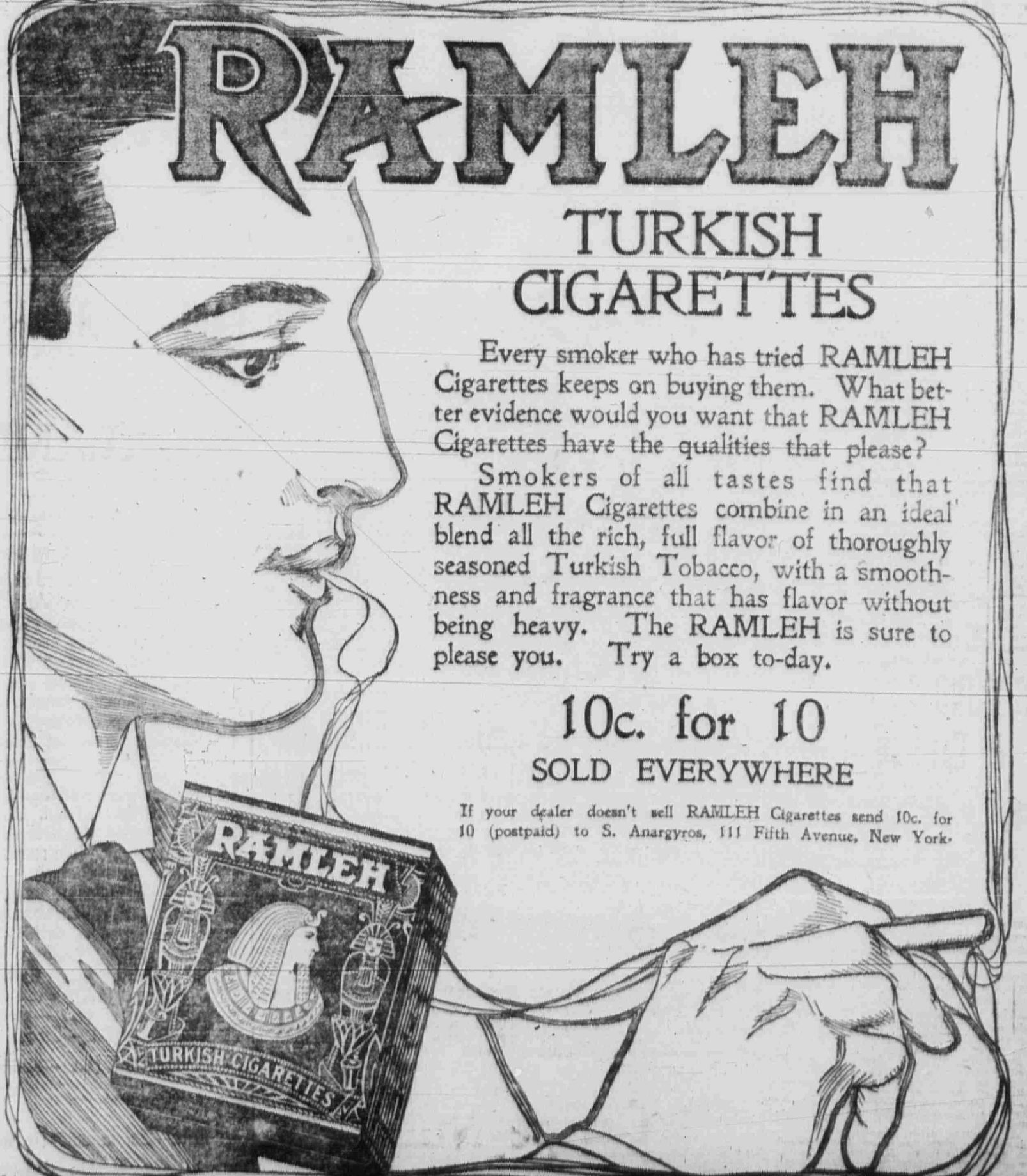
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